



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
MARCH 31, 2010
CITY COUNCIL CHAMBERS

AFTERNOON SESSION – 5:30 P.M.

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. SALUTE TO THE NEW MEXICO FLAG
4. INVOCATION
5. ROLL CALL
6. APPROVAL OF AGENDA
7. APPROVAL OF CONSENT CALENDAR
8. APPROVAL OF MINUTES: Reg. City Council Meeting – March 10, 2010
9. PRESENTATIONS
 - a) Proclamation – Great American Clean Up “GAC” Day in Santa Fe; April 24, 2010. (Gilda Montano) *(5 minutes)*
10. CONSENT CALENDAR
 - a) Bid No. 10/07/B – Airport Road Resurfacing Project Cerrillos Road to Calle Debra; Armour Pavement. (Louie Pacheco)
 - b) Request for Approval of Amendment No. 1 to Professional Services Agreement – Water Rate Evaluation Services Project (RFP #09/22/P); Stepwise Utility Advisors. (Brian Snyder)
 - c) Request for Approval of Budget Adjustment Request – BDD Project FY 09/10 Operations Budget. (Rick Carpenter)
 - d) Request for Approval of BDD Staffing and Training Program. (Rick Carpenter)
 - e) Request for Approval of Final FY 10/11 Operating Budget and Five-Year Operating Budget Projection. (Rick Carpenter)



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- f) Request for Approval of State of New Mexico Governmental Services Agreement – Energy Efficiency Energy Projects; State of New Mexico Energy, Minerals, and Natural Resources Department. (Nicholas Schiavo)
 - 1) Request for Approval of Budget Increase – Grant Fund
- g) Request for Approval of Amendment No. 4 to Professional Services Agreement – Railyard Property Infrastructure Improvements; The Santa Fe Railyard Community Corporation. (Robert Siqueros)
- h) Request for Approval of Budget Adjustment for Rufina Street Connection Project; Advantage Asphalt and Seal Coating, LLC. (Leann Valdez)
- i) Request for Approval of Recommendation of Award and Approval of Change Order No. 3 – Acequia Trail 2A – (Ashbaugh Park) and 2B – (Baca Street Crossing) – On Call Construction Services; A.S. Horner, Inc. (Leroy Pacheco)
- j) Request for Concept Approval - Exchange/Purchase of a Parcel Real Estate Containing 1,078 Square Feet Located at the Southeast Corner of the Intersection of Jefferson Street and Stabb Street; King's Map 8, LLC. (Edward Vigil)
- k) Request for Approval of Professional Services Agreement – Security Services for the Santa Fe Municipal Airport (RRP No. 10/22/P); ASI of New Mexico, LLC. (Jim Montman)
- l) Request for Approval of Memorandum of Agreement – Artworks Program in Santa Fe Public Elementary Schools; Santa Fe Public Schools. (Sabrina Pratt)
 - 1) Request for Approval of Budget Adjustment.
- m) Request for Approval of Replacement of Bunker Gear for Fire Department; L. N. Curtis and Sons. (Fire Chief Barbara Salas)
 - 1) Request for Approval of Budget Adjustment.



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- n) Request for Approval of Grant Award – Cops Hiring Recovery Program For Eight (8) New Officers for Police Department; U.S. Department of Justice. (Chief Aric Wheeler)
 - 1) Request for Approval of Budget Increase – Grant Fund
- o) Request for Approval of Sole Source Procurement – Santa Fe Brown Base Course to Repair Unpaved Streets; Santa Fe Classic Rock. (David Catanach)
- p) CONSIDERATION OF RESOLUTION NO. 2010-_____. (Councilor Calvert)
A Resolution Amending Resolution No. 2009-121 Consenting to the Inclusion of the Municipality of the City of Santa Fe Within the Santa Fe County Renewable Energy Financing District. (Nick Schiavo)
- q) CONSIDERATION OF RESOLUTION NO. 2010-_____. (Mayor Coss, Councilor Calvert, Councilor Romero, Councilor Trujillo, Councilor Wurzbarger and Councilor Bushee)
A Resolution Authorizing the City of Santa Fe to Support a Living Santa Fe River by Allowing Water to Bypass McClure and Nichols Reservoirs in 2010. (Brian Drypolcher)
- r) CONSIDERATION OF RESOLUTION NO. 2010-_____. (Councilor Calvert)
A Resolution Amending Resolution No. 2009-84 Exhibit A, Guidelines for the City's Rebate Program for the Installation/Retrofit of Efficient Water Conservation Technologies, in Order to Include Additional Rebates for the Purchase of High Efficiency Clothes Washers. (Dan Ransom)
- s) CONSIDERATION OF RESOLUTION NO. 2010-_____. (Councilor Calvert)
A Resolution Adopting Landscape Irrigation Standards. (Dan Ransom)
- t) Request for Approval to Publish Notice of Public Hearing on April 28, 2010:
 - 1) Bill No. 2010-10: An Ordinance Amending Various Sections of Article 26-1 Regarding the Santa Fe Homes Program in Order to Increase the Maximum Income of Eligible Buyers to 120% of Area Median Income; to Allow the Grouping of Santa Fe Homes Program Units; and to Make Such other Changes as are Necessary (Councilor Wurzbarger and Councilor Romero) (Kathy McCormick)



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- a) CONSIDERATION OF RESOLUTION NO. 2010-_____.
(Councilor Wurzburger and Councilor Romero)
A Resolution Amending the Administrative Procedures for the Santa Fe Homes Program in Order to Increase the Maximum Income of Eligible Buyers to 120% of Area Median Income; to Allow the Grouping of Santa Fe Homes Program Units; to Eliminate the First-Time Homebuyer Status Requirement; and to Make Such Other Changes as are Necessary. (Kathy McCormick)
- b) CONSIDERATION OF RESOLUTION NO. 2010-_____.
(Councilor Wurzburger and Councilor Romero)
A Resolution Designating Up to \$1 Million of the City's 2010 Capital Improvements Program (CIP) Bond for the Purpose of Funding Infrastructure for Santa Fe Homes Program (For Sale) Units at all Income Tiers; and Directing Staff to Prepare Policies and Procedures for the Use of These Funds. (Kathy McCormick)
- 2) Consideration of Adoption of 2010/2011 Community Development Block Grant (CDBG) Entitlement Program. The CDBG Program is Part of the City's Annual Action Plan Submitted to the U. S. Department of Housing and Urban Development. (Melisa Dailey)
- u) CONSIDERATION OF RESOLUTION NO. 2010-_____. (Councilor Ortiz and Councilor Trujillo)
A Resolution Recognizing and Supporting the Efforts of the Boys & Girls Clubs of Santa Fe to Plan, Construct and Operate a South Side Facility on Ocate Road in Santa Fe. (David Chapman)
- v) CONSIDERATION OF RESOLUTION NO. 2010-_____. (Councilor Dominguez)
A Resolution Repealing Resolution No. 2007-30 Regarding Naming City Owned Public Spaces; and Establishing a New Process for Naming City Owned Public Spaces. (Melissa Byers)
- w) CONSIDERATION OF RESOLUTION NO. 2010-_____. (Councilor Bushee, Mayor Coss, Councilor Trujillo, Councilor Dominguez, Councilor Chavez)
A Resolution Concerning Federal Comprehensive Immigration Reform. (Melissa Byers)



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- x) CONSIDERATION OF RESOLUTION NO. 2010-_____. (Councilor Calvert)
A Resolution Adopting Administrative Procedures for Water Demand
Offset Requirements. (Wendy Blackwell)
- y) Request for Approval to Fill Vacant Positions. (Robert Romero)
- z) Request for Approval of The Master Plan Amendment to Allow Demolition
of the Existing (Partial) Building on Parcel F-1, AKA 545 Camino De La
Familia of The Santa Fe Railyard Development Subject to the Conditions
Imposed by the BCD/DRC at their Meeting on December 10, 2009.
(Robert Siqueiros)
 - 1) Master Plan Clarification
 - 2) Redevelopment Process

11. MATTERS FROM THE CITY MANAGER

12. MATTERS FROM THE CITY ATTORNEY

EXECUTIVE SESSION:

Discussion of Current Pending and Threatened Litigation in which the City of
Santa Fe Is or May Become a Participant; Pursuant to §10-15-1(H)(7) NMSA
1978.

13. MATTERS FROM THE CITY CLERK

14. COMMUNICATIONS FROM THE GOVERNING BODY

EVENING SESSION – 7:00 P.M.

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. SALUTE TO THE NEW MEXICO FLAG
- D. INVOCATION
- E. ROLL CALL



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F. PETITIONS FROM THE FLOOR

G. APPOINTMENTS

H. PUBLIC HEARINGS:

- 1) Request from Pizza Centro, Inc., for a Restaurant Liquor License (Beer and Wine On-Premise Consumption Only) to be Located at Pizza Centro, 418 Cerrillos Road, Suite 6. (Yolanda Y. Vigil)

- 2) CONSIDERATION OF BILL NO. 2010-5: ADOPTION OF ORDINANCE NO. 2010-____. (Councilor Wurzbarger)

An Ordinance Authorizing the Execution and Delivery of a Water Project Fund Loan/Grant Agreement By and Between The New Mexico Water Trust Board And The New Mexico Finance Authority (The "Lenders/Grantors") and The City Of Santa Fe (The "Borrower/Grantee"), in the Aggregate Amount of One Million Three Hundred Twenty-Four Thousand Four Hundred Sixty Dollars (\$1,324,460), Being a Loan in the Amount of Two Hundred Sixty-Four Thousand Eight Hundred Ninety-Two Dollars (\$264,892) and a Grant in the Amount of One Million Fifty-Nine Thousand Five Hundred Sixty-Eight Dollars (\$1,059,568); Evidencing an Obligation of The Borrower/Grantee to Utilize the Loan/Grant Amount Solely for the Purpose of Financing the Costs of the Borrower/Grantee's Watershed Management Project, and Solely in the Manner Described in the Loan/Grant Agreement; Providing for Payment of the Loan Amount Solely from Pledged Revenues; Certifying that the Loan/Grant Amount, Together with Other Funds Available to the Borrower/Grantee, is Sufficient to Complete the Project; Approving the Form of and Other Details Concerning the Loan/Grant Agreement; Ratifying Actions Heretofore Taken; Repealing All Action Inconsistent with this Ordinance; and Authorizing the Taking of Other Actions in Connection with the Execution and Delivery of the Loan/Grant Agreement. (Dale Lyons)

- a) Request for Approval of Water Project Fund Loan/Grant Agreement (No. 171- WTB); New Mexico Finance Authority.

- 1) Request for Approval of Budget Increase – Grant Fund.



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- 3) CONSIDERATION OF BILL NO. 2010-6: ADOPTION OF ORDINANCE NO. 2010-____. (Councilor Wurzburger)
An Ordinance Authorizing the Execution and Delivery of a Water Project Fund Loan/Grant Agreement By and Between The New Mexico Water Trust Board and The New Mexico Finance Authority (The "Lenders/Grantors") and The City of Santa Fe (The "Borrower/Grantee"), in the Aggregate Amount of Four Million Dollars (\$4,000,000), Being a Loan in the Amount of Eight Hundred Thousand Dollars (\$800,000) and a Grant in the Amount of Three Million Two Hundred Thousand Dollars (\$3,200,000); Evidencing an Obligation of the Borrower/Grantee to Utilize the Loan/Grant Amount Solely for the Purpose of Financing the Costs of Construction of the Buckman Surface Water Direct Diversion Project, and Solely in the Manner Described in the Loan/Grant Agreement; Providing for Payment of the Loan Amount Solely from Pledged Revenues; Certifying that the Loan/Grant Amount, Together with Other Funds Available to the Borrower/Grantee, is Sufficient to Complete the Project; Approving the Form of and Other Details Concerning the Loan/Grant Agreement; Ratifying Actions Heretofore Taken; Repealing All Action Inconsistent With this Ordinance; and Authorizing the Taking of Other Actions in Connection With the Execution and Delivery of the Loan/Grant Agreement. (Alan Hook)
 - a) Request for Approval of Water Project Fund Loan/Grant Agreement (No. 170- WTB); New Mexico Finance Authority.
 - 1) Request for Approval of Budget Increase – Grant Fund.
- 4) CONSIDERATION OF BILL NO. 2010-8: ADOPTION OF ORDINANCE NO. 2010-____. (Councilor Dominguez and Councilor Bushee)
An Ordinance Amending Rule 18 of Exhibit A, Chapter 25 SFCC 1987 Regarding Water Meters. (Brian Snyder)
- 5) CONSIDERATION OF BILL NO. 2010-9: ADOPTION OF ORDINANCE NO. 2010-____. (Mayor Coss and Councilor Wurzburger)
An Ordinance Amending Section 25-4.2 SFCC 1987 Regarding Water Rate Adjustments. (Brian Snyder)



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- 6) CONSIDERATION OF BILL NO. 2010-3: ADOPTION OF ORDINANCE NO. 2010-_____.
An Ordinance Granting a Non Exclusive Franchise to Newpath Networks, LLC to Rent, Use and Occupy the City's Public Rights-of-Way in the City of Santa Fe, New Mexico, and Fixing the Terms and Conditions Thereof. (Maureen Reed) (Postponed at February 10, 2010 City Council Meeting) **(PUBLIC HEARING IS CLOSED) (Postponed at March 10, 2010 City Council Meeting)**
- 7) CONSIDERATION OF BILL NO. 2010-4: ADOPTION OF ORDINANCE NO. 2010-_____.
An Ordinance Granting a Non-Exclusive Franchise to Citylink Fiber Holdings of Santa Fe, New Mexico, LLC to Rent, Use and Occupy the City's Public Rights-of-Way in the City of Santa Fe, New Mexico, Fixing the Terms and Conditions Thereof. (Maureen Reed) (Postponed at February 10, 2010 City Council Meeting) **(PUBLIC HEARING IS CLOSED) (Postponed at March 10, 2010 City Council Meeting)**
- 8) Request from The National Dance Institute of New Mexico (NDI-NM) for a Permanent Waiver of the 300 Foot Location Restriction to Allow the Dispensing/Sale of Alcoholic Beverages at NDI-NM, 1140 Alto Street which is within 300 feet of Desert Academy and the Former Alameda Middle School. (Yolanda Y. Vigil) (Postponed at March 10, 2010 City Council Meeting) **(WITHDRAWN)**

I. ADJOURN

Pursuant to the Governing Body Procedural Rules, in the event any agenda items have not been addressed, the meeting should be reconvened at 7:00 p.m., the following day and shall be adjourned not later than 12:00 a.m. Agenda items, not considered prior to 11:30 p.m., shall be considered when the meeting is reconvened or tabled for a subsequent meeting.

NOTE: New Mexico law requires the following administrative procedures be followed when conducting "quasi-judicial" hearings. In a "quasi-judicial" hearing all witnesses must be sworn in, under oath, prior to testimony and will be subject to reasonable cross-examination. Witnesses have the right to have an attorney present at the hearing.

Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6520, five (5) days prior to meeting date.